

ATTACHMENT 1

<u>DTX</u>	<u>Irrelevant To Purported Defense Because</u>	<u>Summary</u>	<u>Objections</u>
378	<ul style="list-style-type: none"> Does not concern license terms <i>at all</i> Concerns false allegations of misconduct by <i>Oracle</i> 	Accuses <i>Oracle</i> of “egregious” and “tortious” conduct as part of “a continuing, calculated effort by Oracle to . . . intimidate Rimini Street from participating in the market” because an Oracle salesperson left a voicemail for a Rimini Street client.	<p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 802, 805, 1002, 402/403</p>
379	<ul style="list-style-type: none"> <i>Only</i> license terms discussed are for a product not at issue in this case (Micro Focus COBOL) Concerns false allegations of misconduct by <i>Oracle</i> 	Accuses <i>Oracle</i> of a laundry list of “Anti-Competitive Practices,” including “behaviors, activities, policies, and practices that [. . .] appear to be motivated not by legitimate business concerns, by rather <i>[sic]</i> a desire to foreclose any and all competition.”	<p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 802, 805, 402/403</p>
380	<ul style="list-style-type: none"> Letter from Oracle’s counsel, not Rimini’s counsel 	Explains concerns that Rimini Street’s public statements are false or misleading.	<i>Admitted.</i>
381	<ul style="list-style-type: none"> Letter from Oracle’s counsel, not Rimini’s counsel 	Responds to DTX 379	<i>Admitted.</i>
382	<ul style="list-style-type: none"> Does not concern license terms <i>at all</i> 	Concerns employment-agreement issue.	FRE 402/403, 802
383	<ul style="list-style-type: none"> Letter from Oracle’s counsel, not Rimini’s counsel 	Requests further information on certain of Rimini Street’s allegations in DTX 379.	<p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 402/403</p>

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<u>DTX</u>	<u>Irrelevant To Purported Defense Because</u>	<u>Summary</u>	<u>Objections</u>
384	<ul style="list-style-type: none"> Claims only that § 1.12 of a Siebel license permits <i>access</i>, not <i>copying</i> <i>Only</i> other license term discussed, § 9.1 of a Siebel license, has not been the subject of testimony at trial Concerns false allegations of misconduct by <i>Oracle</i> 	Alleges misconduct <i>by Oracle</i> , calling <i>Oracle</i> 's conduct "an attempt to interfere with or disrupt Rimini Street sales or business operations" and "anticompetitive activities and corresponding violations of the antitrust laws."	<p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>FRE 802, 805, 402/403</p>
385	<ul style="list-style-type: none"> Letter from Oracle's counsel, not Rimini's counsel 	Responds to DTX 379.	<p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 402/403, 802, 805</p>
386	<ul style="list-style-type: none"> Letter from Oracle's counsel 	Responds to DTX 378.	
387	<ul style="list-style-type: none"> Letter from Oracle's counsel, not Rimini's counsel 	Responds to Rimini Street's letter concerning the automated downloading using XO Communications' credentials that Oracle blocked.	FRE 802, 805, 402/403
388	<ul style="list-style-type: none"> Concerns <i>only</i> license terms for a product not at issue in this case (Micro Focus COBOL) Concerns false allegations of misconduct by <i>Oracle</i> 	Further to DTX 379 and DTX 383.	<p>FRE 408 (Order re Oracle MIL, Dkt. No. 723 at 7 (reserving issue on case-by-case basis at trial))</p> <p>Order excluding antitrust rhetoric (Order re Oracle MIL, Dkt. No. 723 at 6-7)</p> <p>FRE 402/403, 802</p>